

HON'BLE THE CHIEF JUSTICE SRI G.S. SINGHVI
AND
HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY
Writ Petition No. 11629 of 2005

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Between:

Pechetti Chintanna

... Petitioner

And

The Assistant Commissioner of Endowments,
Eluru & another

... Respondents

:: O R D E R ::

Counsel for the petitioner : None

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July 19, 2007

Per G.S. Singhvi, CJ

In this petition, the petitioner has made the following substantive prayer:

“ In the above circumstances, it is therefore prayed that this Hon'ble Court may be pleased to issue a writ of mandamus or any other appropriate writ, order or direction declaring the action of the 2nd respondent in conducting the public auction of the lease hold rights of the property to an Ext. of Ac.2.36 cents and Ac.2.90 cents (Chennakesava Swamy Temple) in R.S.No.153/3 Penugonda (V) and (M), West Godavari District on 30.05.2005 which is in possession and enjoyment of the petitioners as tenant pursuant to the Rules made under G.O.Ms.No.379 Revenue (Endowments IV) Department dt. 11.3.2003 and declare the said rules are unconstitutional, ultra vires to Sec. 83 of the Act 30/1987 and set aside the same and declare that the proposed

auction as illegal, arbitrary and violative of fundamental rights guaranteed under the Constitution of India and consequently direct the respondent not to hold any auction in respect of the said land the lease or without due process of law as per the Andhra Pradesh Charitable and Hindu Religious Institutions and Endowments Act and rules made there under as illegal, arbitrary, contrary to Law and pass such other order or orders.”

Shri K. Chidambaram, learned counsel for the petitioner has circulated letter dated 17.07.2007 for withdrawal of the writ petition.

In view of the above, the writ petition is dismissed as withdrawn.

As a sequel to dismissal of the writ petition as withdrawn, order dated 24.05.2005 is vacated and W.P.M.P.No.14865 of 2005 filed by the petitioner for interim relief is dismissed.

G.S. SINGHVI, CJ

C.V. NAGARJUNA REDDY, J

July 19, 2007

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